

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Vice Chair Flynn, on March 28, 2017 at 8:00 AM, in Room 152 Capitol

ROLL CALL

Members Present:

Rep. Jeff Essmann, Chair (R)
Rep. Kelly Flynn, Vice Chair (R)
Rep. Tom Jacobson, Vice Chair (D)
Rep. Kim Abbott (D)
Rep. Becky Beard (R)
Rep. Dave Fern (D)
Rep. Wylie Galt (R)
Rep. Adam Hertz (R)
Rep. Greg Hertz (R)
Rep. George G. Kipp III (D)
Rep. Steve Lavin (R)
Rep. James O'Hara (R)
Rep. Alan Redfield (R)
Rep. Tom Welch (R)

Members Excused:

Rep. Zach Brown (D)
Rep. Mary Ann Dunwell (D)
Rep. Ron Ehli (R)
Rep. Jim Hamilton (D)
Rep. Bridget Smith (D)
Rep. Kerry White (R)

Members Absent: None

Staff Present: Margot Miltenberger, Committee Secretary
Megan Moore, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HJ 2, 3/21/2017
Executive Action on: HB 239; HB 602; HB 619; HB 249

00:01:41 Rep. B. Smith, Rep. Z. Brown, and Rep. Hamilton joined the meeting

HEARING ON HJ 2

Opening Statement by Sponsor:

00:02:03 Rep. Jeff Essmann (R), HD 54, opened the hearing on HJ 2, Revenue estimating resolution.

Informational Witnesses:

00:02:58 Amy Carlson, Legislative Fiscal Division (LFD)

[EXHIBIT](#)(tah64a01)

00:04:05 Stephanie Morrison, Legislative Fiscal Division (LFD)

[EXHIBIT](#)(tah64a02)

00:09:31 Rep. Dunwell joined the meeting

Questions from Committee Members and Responses:

00:21:13 Rep. Hamilton
00:21:39 Stephanie Morrison, LFD
00:23:06 Rep. Beard
00:23:24 Stephanie Morrison, LFD
00:24:38 Vice Chair Flynn
00:28:00 Stephanie Morrison, LFD
00:28:48 Rep. G. Hertz
00:30:12 Stephanie Morrison, LFD
00:30:18 Rep. Kipp III
00:30:49 Stephanie Morrison, LFD
00:31:58 Rep. Fern
00:34:48 Stephanie Morrison, LFD
00:34:57 Rep. Hamilton
00:35:20 Stephanie Morrison, LFD

Informational Witness:

00:38:34 Sam Schaefer, Legislative Fiscal Division (LFD)

Questions from Committee Members and Responses:

00:46:03 Rep. Redfield
00:46:15 Sam Schaefer, LFD
00:46:27 Rep. Redfield
00:46:43 Stephanie Morrison, LFD
00:47:00 Vice Chair Flynn
00:48:28 Stephanie Morrison, LFD

Informational Witness:

00:49:15 Sam Schaefer, LFD

Questions from Committee Members and Responses:

00:54:35 Rep. G. Hertz
00:55:33 Sam Schaefer, LFD

00:55:44 Vice Chair Flynn
00:56:19 Sam Schaefer, LFD

Informational Witness:

00:56:50 Sam Schaefer, LFD

Questions from Committee Members and Responses:

01:02:58 Vice Chair Flynn
01:03:29 Stephanie Morrison, LFD
01:04:44 Rep. Kipp III
01:07:04 Sam Schaefer, LFD
01:07:08 Rep. Jacobson
01:07:36 Stephanie Morrison, LFD
01:10:52 Rep. B. Smith
01:12:13 Sam Schaefer, LFD

Informational Witness:

01:12:43 Nick VanBrown, Legislative Fiscal Division (LFD)

Questions from Committee Members and Responses:

01:15:03 Vice Chair Flynn
01:15:17 Nick VanBrown, LFD
01:15:38 Rep. Hamilton
01:16:00 Nick VanBrown, LFD

Informational Witness:

01:17:12 Alice Hecht, Legislative Fiscal Division (LFD)

Questions from Committee Members and Responses:

01:21:06 Rep. Dunwell
01:22:04 Stephanie Morrison, LFD
01:24:00 Rep. Fern
01:24:37 Amy Carlson, LFD
01:27:16 Rep. Hamilton
01:27:53 Amy Carlson, LFD

Proponent:

01:29:42 Director Dan Villa, Office of Budget and Program Planning (OBPP)

Questions from Committee Members and Responses:

01:36:34 Rep. G. Hertz
01:40:47 Dan Villa, OBPP

Proponent:

01:41:38 Ryan Evans, Office of Budget and Program Planning (OBPP)

[EXHIBIT\(tah64a03\)](#)

Questions from Committee Members and Responses:

01:51:23 Rep. Hamilton
01:52:01 Ryan Evans, OBPP

01:52:45 Rep. G. Hertz
01:52:58 Ryan Evans, OBPP
01:54:00 Vice Chair Flynn
01:54:29 Ryan Evans, OBPP

Proponents:

01:56:25 Heather O'Loughlin, Montana Budget and Policy Center (MBPC)
02:01:52 Eric Burke, MEA-MFT
02:03:55 Katie Westhoff, Montana Public Interest Research Group (MontPIRG)

Opponents: None**Questions from Committee Members and Responses:**

02:05:41 Rep. G. Hertz
02:08:20 Heather O'Loughlin, MBPC
02:08:44 Rep. B. Smith
02:09:11 Eric Burke, MEA-MFT
02:09:52 Rep. Beard
02:11:30 Ryan Evans, OBPP
02:12:29 Vice Chair Flynn
02:12:54 Heather O'Loughlin, MBPC
02:13:29 Rep. G. Hertz
02:13:55 Sam Schaefer, LFD
02:16:00 Rep. G. Hertz
02:16:38 Stephanie Morrison, LFD

Closing by Sponsor:

02:19:06 Rep. Essmann

02:23:20 Chair Essmann resumed the chair

EXECUTIVE ACTION ON HB 239

02:23:56 **Motion:** Rep. G. Hertz moved that **HB 239 BE REMOVED FROM TABLE.**

Discussion:

02:24:18 Megan Moore, Legislative Services Division (LSD)

02:25:16 **Vote:** Motion carried 11-6 by roll call vote with Rep. Abbott, Rep. Beard, Rep. Galt, Rep. Hamilton, Rep. Jacobson and Rep. B. Smith voting no. Rep. Dunwell, Rep. Ehli and Rep. White were excused.

02:26:43 **Motion:** Rep. G. Hertz moved that **HB 239 DO PASS AS PREVIOUSLY AMENDED.**

Discussion:

02:26:54 Rep. Z. Brown
02:27:29 Rep. G. Hertz
02:27:44 Rep. Flynn
02:28:00 Megan Moore, LSD

02:28:13 Rep. G. Hertz
02:28:32 Rep. Jacobson
02:28:47 Megan Moore, LSD
02:29:22 Rep. Hamilton
02:30:54 Rep. G. Hertz

02:31:43 **Vote:** Motion carried 14-6 by roll call vote with Rep. Abbott, Rep. Beard, Rep. Galt, Rep. Hamilton, Rep. Jacobson and Rep. B. Smith voting no. Rep. Dunwell, Rep. Ehli and Rep. White voted by proxy.

EXECUTIVE ACTION ON HB 602

02:33:06 **Motion:** Rep. B. Smith moved to **RECONSIDER ACTION** on **HB 602**.

Discussion:

02:33:26 Megan Moore, LSD
02:34:24 Rep. B. Smith
02:34:59 Rep. Kipp III
02:35:17 Rep. Redfield
02:35:39 Rep. G. Hertz
02:35:48 Rep. B. Smith
02:36:12 Rep. G. Hertz
02:36:29 Rep. A. Hertz
02:36:45 Rep. Hamilton
02:37:47 Rep. Redfield
02:37:54 Rep. Hamilton
02:38:18 Rep. B. Smith
02:38:22 Rep. Dunwell joined the meeting

02:38:25 **Vote:** Motion carried 11-9 by roll call vote with Rep. Beard, Rep. Ehli, Rep. Essmann, Rep. Flynn, Rep. A. Hertz, Rep. O'Hara, Rep. Redfield, Rep. Welch and Rep. White voting no. Rep. Ehli and Rep. White voted by proxy.

02:40:15 **Motion/Vote:** Rep. B. Smith moved that **HB 602 DO PASS**. Motion carried 11-9 by roll call vote with Rep. Beard, Rep. Ehli, Rep. Essmann, Rep. Flynn, Rep. A. Hertz, Rep. O'Hara, Rep. Redfield, Rep. Welch and Rep. White voting no. Rep. Ehli and Rep. White voted by proxy.

EXECUTIVE ACTION ON HB 619

02:42:05 **Motion:** Rep. Z. Brown moved that **HB 619 BE REMOVED FROM TABLE**.

Discussion:

02:42:32 Megan Moore, LSD

02:43:07 **Vote:** Motion failed 8-9 by roll call vote with Rep. Beard, Rep. Essmann, Rep. Hamilton, Rep. A. Hertz, Rep. G. Hertz, Rep. Lavin, Rep. O'Hara and Rep. Redfield voting aye. Rep. Ehli, Rep. Flynn and Rep. White were excused.

EXECUTIVE ACTION ON HB 249

02:45:15 **Motion:** Rep. Jacobson moved that **HB 249 BE REMOVED FROM TABLE.**

Discussion:

02:45:34 Megan Moore, LSD

02:45:59 **Vote:** Motion failed 8-10 by roll call vote with Rep. Abbott, Rep. Z. Brown, Rep. Dunwell, Rep. Fern, Rep. Hamilton, Rep. Jacobson, Rep. Kipp and Rep. B. Smith voting aye. Rep. Ehli and Rep. White were excused.

ADJOURNMENT

Adjournment: 02:48:25

Margot Miltenberger, Secretary

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Additional Documents:

EXHIBIT([tah64aad.pdf](#))